

COMMITTEE ON LEGISLATIVE RESEARCH
OVERSIGHT DIVISION

FISCAL NOTE

L.R. No.: 3332-01
Bill No.: HB 1246
Subject: Elementary and Secondary Education Dept; Crimes and Punishment
Type: Original
Date: January 25, 2002

FISCAL SUMMARY

ESTIMATED NET EFFECT ON STATE FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> State Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON FEDERAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
Total Estimated Net Effect on <u>All</u> Federal Funds	\$0	\$0	\$0

ESTIMATED NET EFFECT ON LOCAL FUNDS			
FUND AFFECTED	FY 2003	FY 2004	FY 2005
School Districts	(\$0 to UNKNOWN)	(\$0 to UNKNOWN)	(\$0 to UNKNOWN)

Numbers within parentheses: () indicate costs or losses.

This fiscal note contains 4 pages.

FISCAL ANALYSIS

ASSUMPTION

Officials from the **Department of Elementary and Secondary Education, Office of Attorney General, Office of State Courts Administrator** and the **Office of the State Public Defender** indicate that this proposed legislation would not have a fiscal impact on their agencies.

Officials from the **Department of Corrections (DOC)** currently cannot predict the number of new commitments which may result from the creation of the offense(s) outlined in this proposal. An increase in commitments depends on the utilization by prosecutors and the actual sentences imposed by the court. If additional persons are sentenced to the custody of the DOC due to the provisions of this proposed legislation, the DOC will incur a corresponding increase in operational cost through supervision provided by the Board of Probation and Parole (FY 01 average of \$3.34 per offender, per day, for an annual cost of \$1,219). Although supervision by the DOC through probation or incarceration would result in some additional costs, it is assumed the impact would be \$0 or a minimal amount that could be absorbed within existing sources.

Officials from the **Office of Prosecution Services** state that there would be no additional costs to prosecutors as a result of this proposal.

Officials from the **Kansas City Missouri Public School District (KCMPSD)** stated that KCMPSD has recently funded new security positions, and one of the functions of the new positions of to recover truants. In addition to the cost of the positions, KCMPSD has purchased vehicles which need to be maintained, and will have to modify insurance policies to cover any additional liability that might occur as the result of transporting students back to school. The proposed legislation would have no additional cost to KCMPSD since the positions already exist.

Officials from the **Columbia Public Schools** indicate a potential cost of twelve positions (nine secondary and three elementary) at \$35,000/yr each for a FY 03 cost of \$420,000.

Oversight assumes the potential cost to school districts could exceed \$18 million (one truant officer @ \$35,000/yr x 524 districts) ; however it is also assumed that many districts may already employ security personnel that would deal with truants. Because the language in the proposal is permissive, **Oversight** has ranged the fiscal impact to school districts from \$0 to unknown cost.

<u>FISCAL IMPACT - State Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>\$0</u>	<u>\$0</u>	<u>\$0</u>
<u>FISCAL IMPACT - Local Government</u>	FY 2003 (10 Mo.)	FY 2004	FY 2005
	<u>(\$0 to</u>	<u>(\$0 to</u>	<u>(\$0 to</u>
SCHOOL DISTRICTS	<u>UNKNOWN)</u>	<u>UNKNOWN)</u>	<u>UNKNOWN)</u>

FISCAL IMPACT - Small Business

Small businesses could incur some additional costs from lost time away from their business related to prosecution of loitering truants.

DESCRIPTION

This proposal clarifies that school districts may employ a truant officer. The proposal adds new provisions that make it a class A misdemeanor for a person to allow four or more truants to loiter on the person's business premises during school hours.

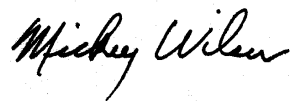
This legislation is not federally mandated, would not duplicate any other program and would not require additional capital improvements or rental space.

SOURCES OF INFORMATION

Department of Elementary and Secondary Education
Office of Attorney General
Department of Corrections
Office of State Courts Administrator
Office of Prosecution Services
Office of State Public Defender
Kansas City Missouri Public School District
Columbia Public Schools

Not Responding

St Louis Public Schools
Springfield Public Schools

A handwritten signature in black ink that reads "Mickey Wilson". The signature is written in a cursive, flowing style.

Mickey Wilson, CPA
Acting Director
January 25, 2002